

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

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**Court Minutes**

**December 3, 2007**

<b>C053017</b>	<b>THE PEOPLE v. STROUP</b> The judgment (order revoking probation) is affirmed. SIMS, Acting P.J. We Concur: Raye, J. Cantil-Sakauye, J.	<b>(Not for Publication)</b>
<b>C053120</b>	<b>THE PEOPLE v. SORGENFRIE</b> The judgment is affirmed. HULL, J. We Concur: Nicholson, Acting P.J. Cantil-Sakauye, J.	<b>(Not for Publication)</b>
<b>C053432</b>	<b>THE PEOPLE v. RETAMOZA</b> The judgment is affirmed. CANTIL-SAKAUYE, J. We Concur: Davis, Acting P.J. Raye, J.	<b>(Not for Publication)</b>
<b>C054524</b>	<b>THE PEOPLE v. COYNE</b> The judgment is affirmed. SCOTLAND, P.J. We Concur: Davis, J. Nicholson, J.	<b>(Not for Publication)</b>
<b>C054609</b>	<b>THE PEOPLE v. HARRIS</b> The judgment is affirmed. SCOTLAND, P.J. We Concur: Sims, J. Morrison, J.	<b>(Not for Publication)</b>
<b>C055097</b>	<b>THE PEOPLE v. FLAHERTY</b> The judgment is affirmed. SCOTLAND, P.J. We Concur: Davis, J. Nicholson, J.	<b>(Not for Publication)</b>
<b>C055759</b>	<b>THE PEOPLE v. SHANKS</b> The judgment is affirmed. SCOTLAND, P.J. We Concur: Sims, J. Morrison, J.	<b>(Not for Publication)</b>

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**Court Minutes**

**December 3, 2007, continued**

**C052192      In re MATHEW W.; THE PEOPLE v.      (Not for Publication)  
MATHEW W.**

The judgment (order) is affirmed.

HULL, J.

We Concur:    Blease, Acting P.J.  
                     Robie, J.

**C054948      VAIRA v. WORKERS' COMPENSATION      (Not for Publication)  
APPEALS BOARD and CALIFORNIA  
TRAVEL AND TOURISM COMMISSION  
et al.**

The decision of the WCAB is annulled and the case is remanded for further proceedings consistent with the view expressed in this opinion.

HULL, J.

We Concur:    Davis, Acting P.J.  
                     Morrison, J.

**C055595      DIXON v. THE SUPERIOR COURT OF EL      (Not for Publication)  
DORADO COUNTY; THE PEOPLE et al.**

Let a preemptory writ of mandate issue directing the superior court to set aside and vacate its March 9, 2007, order and to enter a new order lifting its July 24, 2006, ... so that petitioner may pursue, if she chooses, litigation to challenge the Sheriff-Coroner's claim of exemptions under the California Public Records Act for production of such reports. Petitioner's request for costs is denied.

CANTIL-SAKAUYE, J.

We Concur:    Scotland, P.J.  
                     Raye, J.

**December 4, 2007**

**C049551      THE PEOPLE v. PATE      (Not for Publication)**

The judgment is affirmed.

CANTIL-SAKAUYE, J.

We Concur:    Blease, Acting P.J.  
                     Raye, J.

**C054327      THE PEOPLE v. STOKKE      (Not for Publication)**

The judgment is affirmed.

CANTIL-SAKAUYE, J.

We Concur:    Davis, Acting P.J.  
                     Butz, J.

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STATE OF CALIFORNIA  
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**Court Minutes**

**December 4, 2007, continued**

**C053232 WADE et al. v. STARK et al. (Not for Publication)**  
**C054415**

The order enforcing the settlement and the judgment are affirmed. The matter is remanded to the superior court for a determination of the amount of attorney fees to be awarded respondents, the Starks, in defending these appeals. ... The Starks shall also recover their costs on these consolidated appeals. ...

BUTZ, J.

We Concur: Scotland, P.J.  
Morrison, J.

**C055382 MANUEL et al. v. CRESLEIGH HOMES CORPORATION (Not for Publication)**

The order granting plaintiffs' application for a preliminary injunction is reversed and the case is remanded to the trial court with instructions to enter a new and different order denying that application. Cresleigh shall recover its costs on appeal. ...

ROBIE, J.

We Concur: Davis, Acting P.J.  
Butz, J.

**December 5, 2007**

**MISC. ORDER 2007-020**

BY THE COURT:

Associate Justice Vance Ray is appointed to serve as Acting Presiding Justice to discharge the duties described in the California Rules of Court, rule 10.1004, 10.1012, and 10.1016, during the absence of the Presiding Justice from the court on December 5, and December 6, 2006, or until his return. (See Cal. Const. art. VI, §3.) The senior member of a panel of the court is designated the Acting Presiding Justice of that panel during the absence of the Presiding Justice.

SCOTLAND, P.J.

**COURT OF APPEAL  
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**Court Minutes**

**December 5, 2007, continued**

- C051666      THE PEOPLE v. HARMON      (Not for Publication)**  
The trial court is directed to prepare an amended abstract of judgment correctly reflecting that defendant was sentenced under the second strike provision of the Three Strikes law. A certified copy of the amended abstract is to be forwarded to the Department of Corrections and Rehabilitation. As amended, the judgment is affirmed.  
CANTIL-SAKAUYE, J.  
We Concur: Hull, Acting P.J.  
Butz, J.
- C052755      GREER v. COUNTY OF SACRAMENTO et al.  
C053312**  
BY THE COURT:  
Appellant's petition for rehearing is denied.  
Scotland, P.J.

**December 6, 2007**

- C052985      THE PEOPLE v. HOLGUIN      (Not for Publication)**  
The judgment is affirmed  
RAYE, J.  
We Concur: Davis, Acting P.J.  
Butz, J.
- C053914      THE PEOPLE v. HILL      (Not for Publication)**  
The judgment is modified to provide that the second on-bail enhancement was imposed but stayed. The trial court is directed to prepare a corrected abstract of judgment to reflect a two-year on-bail enhancement in connection with count two and a stayed on-bail enhancement in connection with count three and to forward a certified copy to the Department of Corrections and Rehabilitation. As modified, the judgment is affirmed.  
NICHOLSON, Acting P.J.  
We Concur: Hull, J.  
Cantil-Sakauye, J.
- C052372      RAMIREZ v. DEPARTMENT OF HEALTH SERVICES et al.      (Not for Publication)**  
The judgment is affirmed  
RAYE, Acting P.J.  
We Concur: Morrison, J.  
Hull, J.

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**Court Minutes**

**December 6, 2007, continued**

**C054163      In re P.H.N.; THE PEOPLE v. P.H.N.      (Not for Publication)**  
The judgment is affirmed.  
RAYE, J.  
We Concur: Davis, Acting P.J.  
Butz, J.

**December 7, 2007**

**C052984      THE PEOPLE v. DANIELS et al.      (Not for Publication)**  
Clarence's conviction on count 5 ... is reversed. In all other respects, the judgments are affirmed. The trial court is directed to correct the abstracts of judgment to reflect that the sentence for each defendant on count 4 is concurrent, rather than consecutive, and (as to Clarence only) to reflect the reversal of the conviction on count 5. The trial court is further directed to forward a certified copy of each amended abstract to the Department of Corrections and Rehabilitation.

ROBIE, J.  
We Concur: Scotland, P.J.  
Sims, J.

**C054511      In re HOSEA G.; THE PEOPLE v.      (Not for Publication)**  
**HOSEA G.**  
The judgment is affirmed.  
BLEASE, Acting P.J.  
We Concur: Nicholson, J.  
Hull, J.

**C053368      THE PEOPLE v. BOWERS**  
**BY THE COURT:**  
Appellant's petition for rehearing is denied.  
HULL, Acting P.J.